

UNITED STATES BANKRUPTCY COURT
DISTRICT OF PUERTO RICO

In re: RIDEL ALEGRE FERNANDEZ ROSADO
Debtor Appellant

Case #: 07-05871 ESL
Chapter 7

CELEDONIO CORREDERA PABLO
PABLO LOPEZ BAEZ
EMMA T BENITEZ &
OSIRIS DELGADO

Movants Appellees

v.

RIDEL ALEGRE FERNANDEZ ROSADO
Appellant

DESIGNATION OF RECORD ON APPEAL & STATEMENT OF ISSUES

RIDEL ALEGRE FERNANDEZ ROSADO, the Debtor Appellant herein, pursuant to Bankr. Rule 8006, hereby designates the items to be included in the record.

RECORD ITEM	DOCKET ENTRY	DESCRIPTION
#1	#1	Bk Case
	#38	ADV Proc 08-0016
	#59	ADV Proc 08-0016
	#68	ADV Proc 08-0016
	#71	ADV Proc 08-0016
	#40	ADV Proc 08-0029
	#49	ADV Proc 08-0029
	#59	ADV Proc 08-0029
	#41	ADV Proc 08-0033

#46	ADV Proc 08-0033	Opinion & Order Dismissing Complaint
#54	ADV Proc 08-0033	Order Denying Motion to Reconsider
#51	Bk Case	Notice of Abandonment
#52	Bk Case	(Docket Text - No Distribution Report)
#54	Bk Case	Motion Requesting Entry of Discharge
#55	Bk Case	Motion to Dismiss
#57	Bk Case	Second Request for Entry of Discharge
#58	Bk Case	Motion to Suspend
#59	Bk Case	Order Denying #54
#60	Bk Case	Order Dismissing Case
#61	Bk Case	Order Denying #57
#62	Bk Case	Order Denying #58
#67	Bk Case	Motion to Reconsider
#68	Bk Case	Opposition to #55
#69	Bk Case	Opposition to #67
#70	Bk Case	Order Granting #67
#75	Bk Case	Motion to Reconsider #59, 61
#76	Bk Case	Memorandum in Support
#80	Bk Case	Reply
#81	Bk Case	Joinder
#83	Bk Case	Opposition
#84	Bk Case	Opinion & Order
#89	Bk Case	Notice of Appeal
#90	Bk Case	Motion for Leave to Appeal
#92	Bk Case	BAP Order Denying Motion for Leave to Appeal
#93	Bk Case	BAP Judgment
#98	Bk Case	Proposed Findings of Fact & Conclusions of Law
#99	Bk Case	Supplemented Proposed Findings of

Fact & Conclusions of Law		
#100	Bk Case	Proposed Findings of Fact & Conclusions of Law
#101	Bk Case	Proposed Findings of Fact & Conclusions of Law
#102	Bk Case	Proposed Findings of Fact & Conclusions of Law (With redacted Exh. 1 from DE #106)
#103	Bk Case	Proposed Findings of Fact & Conclusions of Law
#107	Bk Case	Urgent Motion to Compel Appearance
#108	Bk Case	Order on #107
#109	Bk Case	Motion to Reconsider #108
#111	Bk Case	Amended Minutes with trial exhibits
#121	Bk Case	Motion Submitting Translated Documents
#125	Bk Case	Opinion & Order
#128	Bk Case	Judgment
#130	Bk Case	Notice of Appeal
#132	Bk Case	BAP Election
#		Transcript Evidentiary Hearing 6/8/2010

ISSUES ON APPEAL

- 1) Whether the Bankruptcy Court erred in dismissing the Debtor's Chapter 7 Bankruptcy Case for bad faith under 11 U.S.C. § 707(a).
 - a) Whether as a matter of law, bad faith is a proper basis for dismissal under 11 U.S.C. §707(a).
 - b) Whether the Movants met their burden of proof of cause for dismissal.
 - c) Whether the Motion to Dismiss should have been denied as untimely.
- 2) Whether the Bankruptcy Court erred in denying entry of the Debtor's discharge.

3) Whether the Bankruptcy Court erred in compelling the appearance of the Debtor at the hearing on the Motion to Dismiss.

RESPECTFULLY SUBMITTED,

/s/ L.A. Morales Vidal
LYSSETTE A MORALES USDC #120011
L.A. MORALES & ASSOCIATES P.S.C.
URB VILLA BLANCA
CAGUAS, PR 00725-1908
(787) 746-2434 FAX 258-2658
lamoraleslawoffice@gmail.com